



PUBLIC NOTICE

File Number: NRS 15.098

Pursuant to Chapter 0400-4-7 of the Department's rules, the proposed activity described below has been submitted for approval under an Aquatic Resource Alteration Permit and §401 Water Quality Certification. This notice is intended to inform interested parties of this permit application and to ask for comments and information necessary to determine possible impacts to water quality. No decision has been made whether to issue or deny this application.

APPLICANT: Todd Kimling
Development Project Manager
Polestar Development LLC
736 Cherry Street
Chattanooga, TN 37402
(423) 551-4195

LOCATION: The project is located on Dolly Pardon Parkway (U.S Highway 411) at the corner with Industrial Park Road, Sevierville, Sevier County, Tennessee; Lat 35.8632; long 83.5305

PROJECT DESCRIPTION: The proposed project will consist of the construction of a retail development with utilities, parking, access roads. The development plan includes a 41,921 square foot grocery store, attendant features and a fuel station on 10.6 acres.

The property contains a conveyance that is described as a "man-made ditch with intermittent characteristics." It is a tributary to the Pigeon River.

As compensatory mitigation for the impacts to 400 linear feet of the conveyance, the applicant proposes to purchase 400 credits from the Tennessee Stream Mitigation Program.

DEGRADATION: In accordance with the Tennessee Antidegradation Statement (Rule 0400-40-03-.06), the division has determined that the proposed activities will result in degradation to water quality.

WATERSHED / WATERBODY DESCRIPTION: The proposed project lies within the French Broad River Watershed (HUC 06010107) watershed. More information can be found at <http://www.state.tn.us/environment/frenchbroadriverwatersheds/.shtml> . The conveyance to be impacted has an average depth and width at just over one foot. The stream has no riparian area and it runs through an open field that is regularly mowed. Surrounding land use is residential and commercial.

PERMIT COORDINATOR: Mike Lee

FACTORS CONSIDERED: In deciding whether to issue or deny a permit, the department will consider all comments of record and the requirements of applicable federal and state laws. In making this decision, a determination will be made regarding the lost value of the resource compared to the value of any proposed mitigation. The department shall consider practicable alternatives to the alteration. The department shall also consider loss of waters or habitat, diminishment in biological diversity, cumulative or secondary impacts to the water resource, and adverse impact to unique, high quality, or impaired waters.

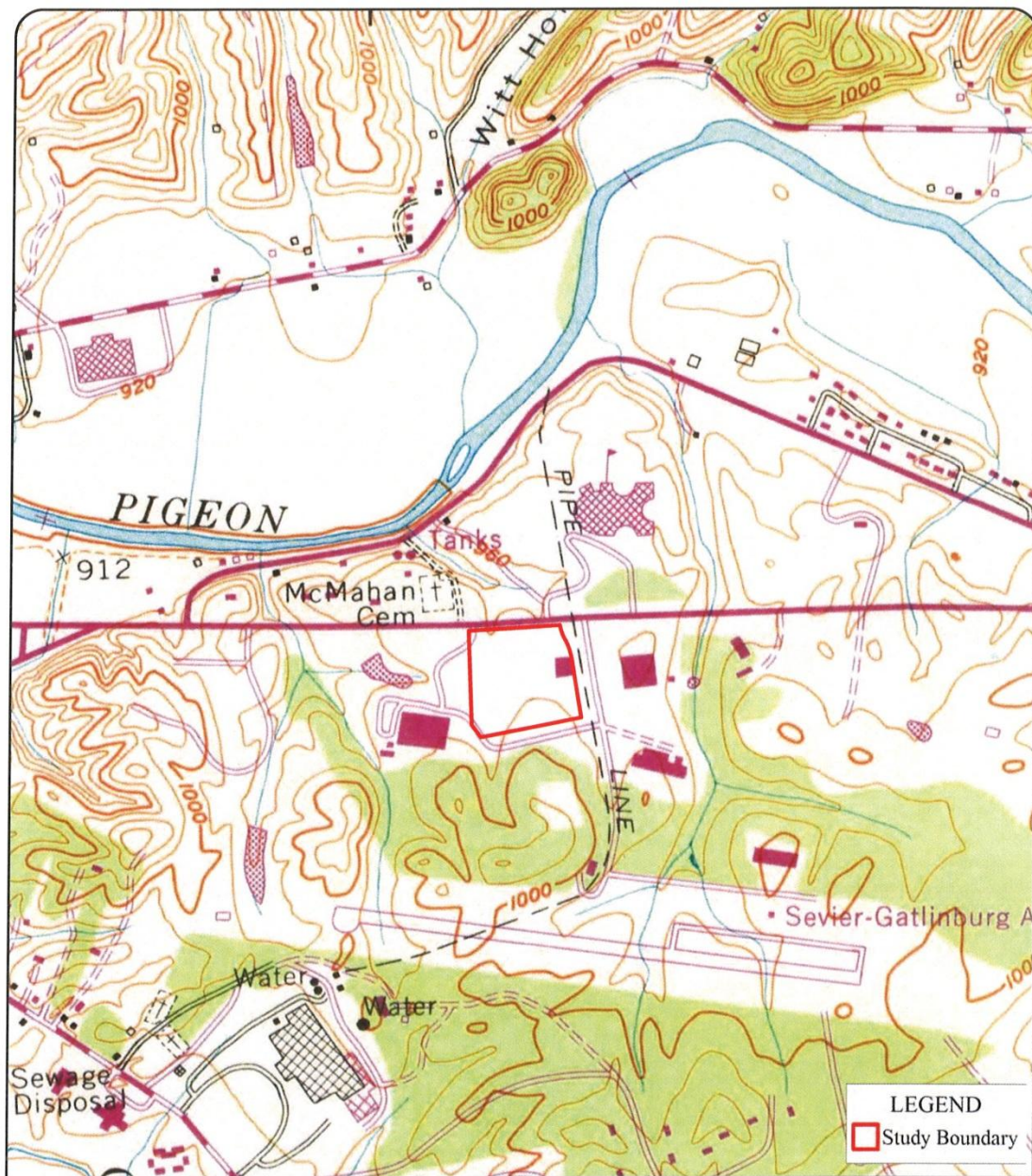
COMMENTING: Persons wishing to comment on the proposal are invited to submit written comments to the department. Written comments must be received within **thirty days of the date that this notice is posted**. Comments will become part of the record and will be considered in the final decision. The applicant's name and permit number should be referenced. Send all written comments to the department's address listed below and to the attention of the permit coordinator.

PUBLIC HEARING: Interested persons may request in writing that the department hold a public hearing on this application. The request must be filed within the comment period, indicate the interest of the person requesting it, the reasons that the hearing is warranted, and the water quality issues being raised. When there is sufficient public interest in water quality issues, the department will hold a public hearing. Send all public hearing request to the department's address listed below and to the attention of the permit coordinator.

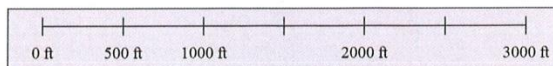
APPEAL: A permit appeal may be filed, pursuant to T.C.A. §§ 69-3-105(i) and Rule 0400-40-05, by the permit applicant or by any aggrieved person who participated in the public comment period announced by this notice. This petition must be filed within THIRTY (30) DAYS after public notice of the issuance of the permit. The petition must specify what provisions are being appealed and the basis for the appeal. It should be addressed to the technical secretary of the Tennessee Board of Water Quality, Oil and Gas at the following address: Tisha Calabrese Benton, Director, Division of Water Resources, William R. Snodgrass Tennessee Tower, 312 Rosa L. Parks Ave, 11th floor, Nashville, TN 37243. Any hearing would be in accordance with T.C.A. §§69-3-110 and 4-5-301 et seq.

FILE REVIEW: The permit application, supporting documentation including detailed plans and maps, and related comments are available at the department's address (listed below) for review and/or copying.

Tennessee Department of Environment & Conservation
Division of Water Resources, Natural Resources Unit
William R. Snodgrass Tennessee Tower
312 Rosa L. Parks Avenue, 11th Floor
Nashville, Tennessee 37243



USGS Topo Map



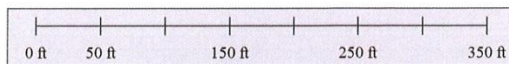
Rowden Consulting, LLC
Environmental Services



LEGEND
□ Study Boundary



2013 Aerial Photo



Rowden Consulting, LLC
Environmental Services

Site Photos



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On-Site Drainage Ditch

View of the beginning of the on-site, upland man-made drainage ditch from a concrete foundation seen in aerials facing east. Vegetation in the ditches is comprised of some hydrophytes including soft rush, but the wetland characteristics are confined to the man-made drainage ditches. The arrow shows the location of Plot 2.



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On-Site Drainage Ditch

View of the on-site, upland man-made drainage ditch from the concrete foundation seen in aerials facing west. The ditch is more of a swale at this location, but is technically still an upland man-made drainage ditch.